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6 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 MARK ALLEN,

9 Petitioner,

10 v.

11 PATRICK GLEBE,

12 Respondent.

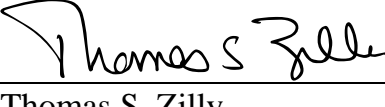
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) CASE NO. C08-928-TSZ
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) ORDER DISMISSING § 2254 PETITION
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13 The Court, having reviewed petitioner's petition for writ of habeas corpus, respondent's
14 answer to the petition, the Report and Recommendation of the Honorable Brian A. Tsuchida, United
15 States Magistrate Judge, and the balance of the record, does hereby find and Order:

- 16 (1) The Court adopts the Report and Recommendation.
17 (2) Petitioner's federal habeas petition (Dkt. No. 8) is DISMISSED, with prejudice, under
18 28 U.S.C. § 2244(d).
19 (3) The Clerk is directed to send copies of this Order to petitioner, to counsel for
20 respondent, and to Judge Tsuchida.

21 DATED this 16th day of March, 2009.

22 
23 Thomas S. Zilly
24 United States District Judge
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ORDER DISMISSING § 2254 PETITION